

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	Chapter 11
)	
MIAMI METALS I, INC., <i>et al.</i> , ¹)	Case No. 18-13359 (SHL)
)	
Debtors.)	(Jointly Administered)
)	

**NOTICE OF DEBTORS' AND THE SENIOR LENDERS' JOINT MOTION
FOR SUMMARY JUDGEMENT AS TO BUCKET 1 CUSTOMERS**

**THIS MOTION SEEKS TO EXPUNGE CERTAIN CUSTOMER STATEMENTS.
CUSTOMERS RECEIVING THIS MOTION SHOULD LOCATE THEIR NAMES
AND CLAIMS ON EXHIBIT A ATTACHED HERETO.**

**IF YOU HAVE QUESTIONS, PLEASE CONTACT THE DEBTORS'
COUNSEL, AKERMAN LLP, AT (214) 720-4300.**

PLEASE TAKE NOTICE that upon the accompanying (i) Memorandum of Law in Support of Debtors' and Senior Lenders Joint Motion for Summary Judgment as to Bucket 1 Customers; (ii) Declaration of Scott Avila; and (iii) Debtors' and Senior Lenders' Joint Statement of Mutual Undisputed Facts pursuant to Local Bankruptcy Rule 7056-1, the Debtors and the Senior Lenders, by and through its undersigned counsel, will move this Court before the Honorable Sean H. Lane, United States Bankruptcy Judge, in the United States Bankruptcy

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: Miami Metals I, Inc. (f/k/a Republic Metals Refining Corporation), 15 West 47th Street, Suites 206 and 209, New York, NY 10036 (3194); Miami Metals II, Inc. (f/k/a Republic Metals Corporation), 12900 NW 38th Avenue, Miami, FL 33054 (4378); Miami Metals III LLC (f/k/a Republic Carbon Company, LLC), 5295 Northwest 163rd Street, Miami Gardens, FL 33014 (5833); Miami Metals IV LLC (f/k/a J & L Republic LLC), 12900 NW 38th Avenue, Miami, FL 33054 (7604); Miami Metals V LLC (f/k/a R & R Metals, LLC), 12900 NW 38th Avenue, Miami, FL 33054 (7848); Miami Metals VI (f/k/a RMC Diamonds, LLC), 12900 NW 38th Avenue, Miami, FL 33054 (1507); Miami Metals VII (f/k/a RMC2, LLC), 12900 NW 38th Avenue, Miami, FL 33054 (4696); Miami Metals VIII (f/k/a Republic High Tech Metals, LLC), 13001 NW 38 Avenue, Miami, FL 33054 (6102); Republic Metals Trading (Shanghai) Co., Ltd., 276 Ningbo Road, Huangpu District, Shanghai, P.R. 200001 China (1639); and Republic Trans Mexico Metals, S.R.L., Francisco I. Madero No. 55 Piso 5, Local 409, Centro Joyero Edificio Central, Delegación Cuauhtémoc, Mexico DF 6000 (2942).

Court for the Southern District of New York, One Bowling Green, New York, New York 10004, on **May 21, 2019, at 10:00 a.m. (ET)**, or as soon thereafter as counsel can be heard, for entry of an order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, made applicable to this contested matter pursuant to 7056 of the Federal Rules of Bankruptcy Procedure: (i) finding that: (a) the Disputed Assets constitute property of the Debtors' bankruptcy estates; and (b) the Bucket 1 Customers² lack any ownership interests in the Disputed Assets; (ii) dismissing all Bucket 1 Claims with prejudice; and (iii) granting such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that the Court will hold a status conference on **April 25, 2019, at 10:30 a.m. (ET)**, to set an objection deadline and consider additional briefing and hearing schedules. The Debtors and the Senior Lenders will notify all parties entitled to receive notice of the objection deadline and if considered, additional briefing and hearing schedules established by the Court.

[SIGNATURE PAGE TO FOLLOW]

² A list of the Bucket 1 Customers is set forth on Exhibit A.

Dated: New York, New York
April 19, 2019

LUSKIN, STERN & EISLER LLP

By: /s/ Michael Luskin
Michael Luskin
Stephan Hornung
Alex Talesnick
Eleven Times Square
New York, New York 10036
Tel.: (212) 597-8200
Fax: (212) 974-3205

Counsel for the Senior Lenders

Dated: April 19, 2019

AKERMAN LLP

By: /s/ John E. Mitchell
John E. Mitchell (*Admitted Pro Hac*)
Yelena Archiyan
2001 Ross Avenue, Suite 3600
Dallas, TX 75201
Tel.: (214) 720-4300
Fax: (214) 981-9339

-and-

Andrea S. Hartley (*Admitted Pro Hac*)
Joanne Gelfand (*Admitted Pro Hac*)
Katherine C. Fackler (*Admitted Pro Hac*)
98 Southeast Seventh Street, Suite 1100
Miami, FL 33131
Tel.: (305) 374-5600
Fax: (305) 374-5095

Counsel for Debtors and Debtors-in-Possession

EXHIBIT A
Buckets 1 Customers

Dkt No.	Customer
465	7645635 Canada Inc. o/a Ottawa Gold Buyer
478	Alex Morningstar Corp. d/b/a Morningstar's
829	Auris Noble, LLC
425	Bay Area Metals
463	Brilliant Jewelers / MJJ Inc. (Anjay Corp.)
441	Cyber-Fox Trading, Inc.
475	Deb Schott, Inc.
396	Design Gold Group, Inc.
458	Eddie & Co. of NY, Inc. d/b/a Diamond Kingdom
474	FCP Diamonds, LLC
444	Geib Refining Corp.
477	General Refining and Smelting Corp.
434	INTL FCStone Ltd
476	Mid-States Recycling, Inc.
449	Midwest Refineries, LLC
468	Mitchell Levine (Erie Management Partners, LLC) (Plat/Co.)
445	Music City Group, LLC
481	Noble Metal Services, Inc.
479	PPS, Inc. d/b/a Braswell & Son
411	Pyropure, Inc. d/b/a Pyromet
405	Queen of Pawns & Jewellery, Inc.
584	San Diego Gold Exchange, Inc.
456	So Accurate Group, Inc.
452	Texas EZPAWN, L.P.
466	The Gold Refinery, LLC / Norman Bean